

**PSYCHOLOGY EXAMINING BOARD  
MADISON, WI  
MINUTES  
June 11, 2003**

**PRESENT:** Don Crowder, Ph.D.; Mariellen Fischer, Ph.D.; Barbara Seldin, Ph.D.;  
Barbara Van Horne, Ph.D.; Ann Neviaser (left from 11:00am-2:00pm)

**EXCUSED:** McArthur Weddle

**STAFF PRESENT:** Kimberly Nania, Ph.D., Bureau Director, John Schweitzer, Legal Counsel  
Gina York, Minute taker; and other DOE Staff

**GUESTS:** Timothy J. Kalies, Blumenfeld & Associates; Sarah Bowen, WPA;  
Diane Siegler, DER; Judy Burke, DER; Kris Chilsen, DER;  
Dan Stier, DHFS; David J. Vergeront, DER; Kevin Potter, DOC; and  
Rod Miller, DHFS, Bruce Erdmann, DOC

**CALL TO ORDER**

Barbara Van Horne, Chair, called the meeting to order at 9:00 a.m. A quorum of 5 members was present.

**AGENDA**

**Additions to the Agenda:**

- After Item U: Add (U1.) Review of Expand Practice – Karen La Bounty, Ph.D.

**MOTION:** Barbara Seldin moved, seconded by Don Crowder, to approve the agenda as amended. Motion carried unanimously.

**MINUTES OF MAY 14, 2003**

**Amendments to the Minutes:**

- Page 1 & 3: Double check spelling of Mathew.
- Page 3: Under heading Correspondence DOC: Sentence 5, delete “as well” and Insert “and”.

**MOTION:** Ann Neviaser moved, seconded by Barbara Seldin, to approve the May 14, 2003 minutes as amended. Motion carried unanimously.

**PRESENTATION OF PROPOSED STIPULATIONS THAT MAY  
BE SIGNED AFTER MAILING OF THE AGENDA**

Attorney Jack Zwieg presented one stipulation regarding Steven V. Schneider, Ph.D.

## **ADMINISTRATIVE REPORT**

Kimberly Nania, Director of Bureau of Health Professions informed the Board that a fee study done by Grant Thornton resulted in a proposal for an increase in fees. It went before the Joint Finance Committee and the proposal was defeated. Therefore, no increase of fees will take place. The licensure application forms are online and can be downloaded by individuals and code books are now online in their entirety. Dr. Nania shared and discussed a memo regarding the process for meeting agendas and addendums.

Dr. Barbara Van Horne informed the Board that Secretary Strong Hill has requested a meeting with all Board Chairs to discuss services and critical needs in light of the additional budget cuts. This meeting will allow boards an opportunity to provide input, suggestions, and discuss concerns relating to budget cuts and no increase in licensing fees. The Board discussed some suggestions and options and will review the Board's priority survey completed last year.

### **SUMMARY REPORTS ON PENDING COURT CASES, DISCIPLINARY CASES AND ADMINISTRATIVE RULES AND PRESS RELEASES**

John Schweitzer, Legal Counsel reviewed the report and discussed the Stein case. The Board took the following action.

**MOTION:** Barbara Seldin moved, seconded by Don Crowder, to allow the Attorney General to grant a stay while the case is being appealed. Opposed – Ann Neviaser. Motion carried.

### **CHAPTER PSY 5 – PROFESSIONAL CONDUCT**

The Board reviewed a draft of the Chapter Psy 5 Professional Conduct language presented by John Schweitzer, Legal Counsel.

**MOTION:** Ann Neviaser moved, seconded by Don Crowder to approve the draft language with revisions indicated to John Schweitzer and to move forward with rule making process. Motion carried unanimously.

### **CORRESPONDENCE REGARDING ETHICS CEU CREDITS DENISE REESE, PH.D.**

The Board reviewed and took the following action.

**MOTION:** Don Crowder moved, seconded by Barbara Seldin, to approve as Ethics CE Credits for a program on HIPAA for Denise Reese, Ph.D. Motion carried unanimously.

## **DISCUSSION REGARDING USE OF TITLE WITH REPRESENTATIVES FROM DOC, DHFS, AND DER**

An invitation was extended to representatives from various agencies to discuss the use of Psychologist title. Individuals had an opportunity to address the Board and provide information in support of their views as well as proposed changes to the statute pertaining to the use of the title Psychologist. Representatives from DOC and DHFS proposed, if the Board did not support exemption for use of the title, the use of a title such as Psychological Associate for those individuals working in "psychology" positions and not meeting the requirements for licensure as a psychologist in Wisconsin. John Schweitzer will review Chapter 457 for further discussion at the next Board meeting.

## **REQUEST TO HOLD DISCIPLINARY PROCEEDINGS IN CLOSED SESSION FOR ZEEV BAR-AV**

**MOTION:** Ann Neviaser moved, seconded by Don Crowder, to request John Schweitzer, Legal Counsel to send a letter to the witness and complainant regarding their wishes. The Board will review responses for determination at the July Board meeting. Motion carried unanimously.

## **DISCUSSION AND REVIEW OF NATURE OF INTENDED PRACTICE FORM / EXPANSION OF PRACTICE PACKET**

The Board discussed and reviewed changes and draft instructions for the Nature of Intended Practice Form.

**MOTION:** Mariellen Fischer moved, seconded by Don Crowder, to include these instructions for requests from licensees for expanding practice. Motion carried unanimously.

## **DISCUSSION AND REVIEW OF REVISION OF CONDUCT AND COMPETENCY REVIEW FORM**

John Schweitzer informed the Board that the Department would not solicit information about conduct from licensees at renewal without explicit authority to ask a renewal applicant for such information. The Board accepted the decision but expressed concern about the potential for individuals to renew a license with misconduct and/or impairment.

## **DISCUSSION OF E-THERAPY**

John Schweitzer, Legal Counsel discussed the Board's request for attention to the regulation of E-Therapy. The Board felt addressing this is necessary for public protection in light of the prevalence of internet activities. Recognizing it is a state's right issue, there was some discussion about the potential that the federal government will intervene. Mr. Schweitzer and Sarah Bowen, WPA, will discuss this topic with Christopher Klein, DRL Executive Assistant. An update will be provided by Legal Counsel at the next meeting.

## **DISCUSSION REGARDING FEEDBACK FORM FROM ORAL CANDIDATES**

The Board will postpone this topic. The draft form, developed by Dr. Van Horne, will be kept for future consideration when budgetary limitations are resolved.

### **ASPPB**

**MOTION:** Mariellen Fischer moved, seconded by Don Crowder, to designate Kimberly Nania to attend as the Board's delegate at the Annual ASPPB meeting in October. Motion carried unanimously.

### **VISITOR'S COMMENTS**

Sarah Bowen shared suggestions and information with the Board on several issues at today's meeting. Ms. Bowen will speak with Christopher Klein regarding the legislature drafting language for E-Therapy and potential sponsors for such legislation.

Ms. Bowen had contact with other state psychological associations relating to the APA sponsor approval review process and proposed changes relating to CE Requirements. Questions were raised whether the Committee reviewing the APA Sponsor Approval System is in violation of its charge. State associations have raised issues about the membership of that review committee and have requested that a new committee be formed.

### **CLOSED SESSION**

**MOTION:** Mariellen Fischer moved, seconded by Don Crowder, to adjourn to closed session pursuant to Wisconsin State statutes 29.85(1)(a)(b)(f) and (g) for the purpose of conducting oral interviews, reviewing monitoring requests, request to extend practice, application reviews, correspondence, consulting with Legal Counsel and Division of Enforcement case status reports. Motion carried by roll call vote: Don Crowder-yes, Mariellen Fischer-yes, Barbara Van Horne-yes, Barbara Seldin-yes, Ann Neviaser-yes.

Open Session recessed at 10:34 a.m.

### **RECONVENE INTO OPEN SESSION**

**MOTION:** Barbara Seldin moved, seconded by Don Crowder, to reconvene into open session at 4:18 p.m. Motion carried unanimously.

### **VOTE ON ITEMS CONSIDERED OR DELIBERATED ON IN CLOSED SESSION**

### **ETHICS CANDIDATE REVISION - KIM L. LASECKI, PH.D.**

**MOTION:** Mariellen Fischer moved, seconded by Barbara Seldin, to approve the intended practice revision presented by Kim L. Lasecki, Ph.D. Motion carried unanimously.

**ETHICS CANDIDATE REVISION – CYNTHIA SORENSON, PSY.D.**

**MOTION:** Mariellen Fischer moved, seconded by Barbara Seldin, to approve the intended practice revision presented by Cynthia Sorenson, Psy.D. Motion carried unanimously.

**ORAL INTERVIEW OF APPLICANTS**

**MOTION:** Barbara Seldin moved, seconded by Mariellen Fischer, to grant licenses for the practice of psychology to Lisa S. Kercher, Ph.D.; Kim L. Lasecki, Ph.D.; Cynthia D. Sorenson, Psy.D.; Barbara J. Zebb, Ph.D. Motion carried unanimously.

**REQUEST TO EXPAND PRACTICE**

**KAREN LA BOUNTY, PH.D.**

**MOTION:** Don Crowder moved, seconded by Ann Neviasser, to approve her request to expand practice and include Psychotherapy with adolescents. She will be informed she does not have enough documented supervised experience in Assessments with this population. If she wants to expand her practice to include Children she will need to provide additional documentation that clearly indicates her supervised experience with children. The Board requested John Schweitzer to send a letter to Karen LaBounty, Ph.D. Motion carried unanimously.

**ALLISON ALLEN, PH.D.**

**MOTION:** Don Crowder moved, seconded by Barbara Seldin to approve the addition of Competency Evaluations to her areas of Practice. Motion carried unanimously.

**APPLICATION REVIEW**

**TIMOTHY P. ELLINGSTAD, PH.D.**

**MOTION:** Mariellen Fischer moved, seconded by Barbara Seldin, to admit to Ethics, Jurisprudence Exam and Oral Interview, Timothy P. Ellingstad, Ph.D., with a request to provide additional documentation of sufficient supervised experience to support inclusion, or delete from the intended practice, work with adolescents in a clinical setting, noting he has documented supervised experience with adolescents in a research context but not in a clinical setting. Don Crowder was not present during discussion and abstained from voting. Motion carried.

**NADINE FAKHRAN, PSY.D.**

**MOTION:** Barbara Seldin moved, seconded by Mariellen Fischer, to admit to ethics, jurisprudence exam and oral interview, to Nadine Fakhran, Psy.D., with a request to provide additional documentation of sufficient supervised experience to support inclusion, or delete from the intended practice, the following services, settings, or populations in the nature of intended practice: children, play therapy, substance abuse/addictions. Motion carried unanimously.

**CINDY A. KEENE, PH.D.**

**MOTION:** Barbara Seldin moved, seconded by Don Crowder, to admit to ethics, jurisprudence exam and oral interview, Cindy A. Keene, Ph.D., with a request to re-do the Nature of Intended Practice Form to remove items scratched out and to please come prepared to address Psychological testing knowledge and experience. Motion carried unanimously.

**HEATHER M. SMITH, PH.D.**

**MOTION:** Barbara Seldin moved, seconded by Don Crowder to admit to ethics, jurisprudence exam and oral interview, Heather M. Smith, Ph.D. Motion carried unanimously.

**ROSEMARY KLEMAN, PH.D.**

**MOTION:** Barbara Seldin moved, seconded by Don Crowder, to admit to ethics, jurisprudence exam and oral interview, Rosemary Kleman, Ph.D. , with a request to have questions 11 and 12 on the supervised experience form completed by the supervisor, which needs to be submitted at least two weeks before the July meeting in order to be admitted to the oral interview in July, and to provide additional documentation of sufficient supervised experience to support inclusion, or delete from the intended practice, the following services, settings, or populations in the nature of intended practice: family therapy, marital/conjoint therapy, behavioral medicine. Motion carried unanimously.

**DARCI SHOOK-WOOLEY, PSY.D.**

**MOTION:** Don Crowder moved, seconded by Mariellen Fischer, to admit to ethics, jurisprudence exam and oral interview, Darci Shook-Woolley, Psy.D., with a request to provide additional documentation of sufficient supervised experience to support inclusion, or delete from the intended practice, the following services, settings, or populations in the nature of intended practice: children, family therapy, marital/conjoint therapy, forensic evaluations. Motion carried unanimously.

**ELIZABETH WINSTON, PH.D.**

**MOTION:** Don Crowder moved, seconded by Mariellen Fischer to admit to ethics, jurisprudence exam and oral interview, Elizabeth Winston, Ph.D. Motion carried unanimously.

**TRACY L. SMITH, PH.D.**

**MOTION:** Barbara Seldin moved, seconded by Mariellen Fischer, to admit to ethics, jurisprudence exam and oral interview, Tracy L. Smith, Ph.D., with a request to provide additional documentation of sufficient supervised experience to support inclusion, or delete from the intended practice, the following services, settings, or populations in the nature of intended practice: marital/conjoint therapy, play therapy, supervision. Motion carried unanimously.

**MARINA TIERNEY, PSY.D.**

**MOTION:** Don Crowder moved, seconded by Mariellen Fischer, to admit to ethics, jurisprudence exam and oral interview, Marina Tierney, Psy.D., with a request to provide additional documentation of sufficient supervised experience to support inclusion, or delete from the intended practice, the following services, settings, or populations in the nature of intended practice: college age in a college setting. Motion carried unanimously.

**BRENDA REED, PSY.D.**

**MOTION:** Don Crowder moved, seconded by Mariellen Fischer, to admit to ethics, jurisprudence exam and oral interview, Brenda Reed, Psy.D., with a request to provide additional documentation of sufficient supervised experience to support inclusion, or delete from the intended practice, the following services, settings, or populations in the nature of intended practice: children, adolescents, add/adhd, biofeedback, group therapy, marital/conjoint therapy, substance abuse/addictions. Motion carried unanimously.

**MONITORING**

**THOMAS EVERT**

**MOTION:** Ann Neviaser moved, seconded by Don Crowder to deny the request for full licensure regarding Thomas Evert. Motion carried unanimously.

**KIP ZIRKEL**

***NO ACTION WAS NEEDED BY THE BOARD.***

## **STIPULATIONS**

### **STEVEN V. SCHNEIDER, PH.D.**

**MOTION:** Ann Neviaser moved, seconded by Don Crowder to adopt the Findings of Fact, Conclusions of Law, Order and Stipulation in the matter of Steven V. Schneider, Ph.D. based on his violation of a previous Board order regarding the use of controlled substances. Motion carried unanimously.

## **CONSULTING WITH LEGAL COUNSEL**

The Board consulted with Legal Counsel on correspondence and relevant information.

## **DIVISION OF ENFORCEMENT – CASE STATUS REPORT**

There were no case closings before the Board at this time.

## **INFORMATIONAL ITEMS**

Noted.

## **OTHER BOARD BUSINESS**

### **CORRESPONDENCE FROM THE INSTITUTE FOR ALTERNATIVES IN CONTINUING EDUCATION**

**MOTION:** Don Crowder seconded by Ann Neviaser, to accept the Cultural CE Classes provide by this institution. Motion carried unanimously.

## **ADJOURNMENT**

**MOTION:** Don Crowder seconded by Ann Neviaser, to adjourn the meeting at 4:30 p.m. Motion carried unanimously.